

From: Licensing [mailto:DSS_LICENSING@LISTSERV.COV.VIRGINIA.GOV] **On Behalf Of** Williams, Edwina (VDSS)
Sent: Tuesday, December 10, 2013 3:49 PM
To: DSS_Licensing
Subject: Notice of Intended Regulatory Action for ALF Liability Insurance Disclosure

This file is being sent to assisted living providers and interested parties from the Virginia Department of Social Services Email Distribution Service.

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NOTICE OF INTENDED REGULATORY ACTION
Standards for Licensed Assisted Living Facilities

A Notice of Intended Regulatory Action (NOIRA) for the Standards for Licensed Assisted Living Facilities (22 VAC 40-72) will be published in the Virginia Register of Regulations (Volume 30, Issue 8) on December 16, 2013 for a 30-day public comment period and will be available on the Register's website at <http://register.dls.virginia.gov>. The public comment period begins on that date and ends January 15, 2014.

The purpose of this action is to implement Chapter 320 of the 2013 Acts of Assembly, which amended §§ 63.2-1805 and 63.2-1808 of the Code of Virginia (Code) relating to assisted living facility (ALF) liability insurance disclosure. The regulatory action will establish the minimum amount of liability insurance coverage to be maintained by an ALF for purposes of disclosure. The action also will include changes to the regulations to require an ALF to disclose to any resident, prospective resident, and his legal representative, if any, whether or not it maintains the minimum amount of liability insurance coverage.

The Department of Social Services is seeking comments on this regulatory action, including but not limited to 1) ideas to be considered in the development of this proposal, 2) the costs and benefits of alternatives, and 3) potential impacts of the regulation. The Department is also seeking information on impacts on small businesses as defined in § 2.2-4007.1 of the Code. Information may include 1) projected reporting, recordkeeping and other administrative costs, 2) the probable effect of the regulation on affected small businesses, and 3) the description of less intrusive or costly alternatives for achieving the purpose of the regulation.

Anyone wishing to submit comments may do so via the Regulatory Town Hall website at <http://www.townhall.virginia.gov>, or by mail, email, or fax to Judith McGreal, Virginia Department of Social Services, Division of Licensing Programs, 801 East Main Street, Richmond, VA 23219, telephone: (804) 726-7157, fax: (804) 726-7132, email: judith.mcgreal@dss.virginia.gov. Written comments must include the name and address of the commenter. In order to be considered, comments must be received by midnight, January 15, 2014.